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STATE OF WISCONSIN

Senate Journal

Eighty-Sixth Regular Session

MONDAY, January 3, 1983

2:00 P.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Father Dale D. Coleman, Grace Episcopal Church, Madison.

The senate remained standing and Senator Cullen led the senate in the pledge of allegiance to the flag of the United States of America.

State of Wisconsin
Elections Board

January 5, 1983

To the Honorable, the Senate

Please be advised that the attached is a listing of those persons elected State Senator at the General Election held in the State of Wisconsin on November 2, 1982.

- 1 Alan J. Lasee
- 3 John O. Norquist
- 5 Mordecai Lee
- 7 Gerald D. Kleczka
- 9 Carl Otte
- 11 J.M. Davis
- 13 Barbara Lorman
- 15 Timothy F. Cullen
- 17 Richard Kreul
- 19 Michael G. Ellis
- 21 Joseph Strohl
- 23 Marvin J. Roshell
- 25 Daniel O. Theno
- 27
- 29 Walter John Chilsen
- 31 Rodney C. Moen
- 33 Susan Shannon Engeleiter

GERALD J. FERWERDA
Executive Secretary

Upon calling of the newly elected Senators on Monday, January 3, 1983, the following appeared before the bar of the senate, took and subscribed the oath of office which was administered by Chief Justice Bruce F. Beilfuss:

Alan J. Lasee, John O. Norquist, Mordecai Lee, Gerald D. Kleczka, Carl Otte, J.M. Davis, Barbara Lorman, Timothy F. Cullen, Richard Kreul, Michael G. Ellis, Joseph Strohl, Marvin J. Roshell, Daniel O. Theno, Walter John Chilsen, Rodney C. Moen and Susan Shannon Engeleiter.

LEAVE OF ABSENCE

By request of Senator Harsdorf, with unanimous consent, Senator Johnston was granted a leave of absence for the balance of today's session.

The roll was called and the following senators answered to their names:

Senators Adelman, Bablitch, Chilsen, Cullen, Davis, Ellis, Engeleiter, Flynn, George, Hanaway, Harsdorf, Kleczka, Kreul, Krueger, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 31.

Absent -- None.

Absent with leave -- Senator Johnston -- 1.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 1

Relating to organizing the 1983-84 Wisconsin senate.
By Senators Risser, Cullen, Bablitch, Hanaway and Chilsen.

Read.

Considered as privileged and taken up.

The question was: Adoption of **Senate Resolution 1**?

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Senators Adelman, Bablitch, Chilsen, Cullen, Davis, Ellis, Engeleiter, Flynn, George, Hanaway, Harsdorf, Kleczka, Kreul, Krueger, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 31.

Absent -- None.

Absent with leave -- Senator Johnston -- 1.

So the resolution was adopted.

The President, Fred A. Risser, the President Pro Tempore, William A. Bablitch, the Chief Clerk, Donald J. Schneider, and the Sergeant-at-Arms, Daniel B. Fields, appeared together before the bar of the senate, took and subscribed the oath of office which was administered by Chief Justice Beilfuss.

Senate Resolution 2

Relating to the election and seating of Russell D. Feingold as the senator for the 27th state senate district.

By Senators Risser, Cullen and Hanaway.

Read.

Considered as privileged and taken up.

Senate amendment 1 offered by Senators Engeleiter, Chilsen and Hanaway.

Senate substitute amendment 1 offered by Senators Lorge, Ellis, Kreul, Davis, Lasee, Opitz, Theno, Lorman, Hanaway, Chilsen and Engeleiter.

The question was: Adoption of senate substitute amendment 1?

Senator Cullen moved rejection of senate substitute amendment 1.

The question was: Rejection of senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Flynn, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine - 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senator Johnston -- 1.

So the motion prevailed.

The question was: Adoption of senate amendment 1?

Senator Cullen moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Flynn, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine - 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senator Johnston -- 1.

So the motion prevailed.

The question was: Adoption of **Senate Resolution 2?**

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Flynn, George, Hanaway, Harsdorf, Kleczka, Lee, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 21.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Kreul, Krueger, Lasee, Lorge, Lorman, and Opitz -- 10.

Absent or not voting -- Senator Johnston -- 1.

So the resolution was adopted.

Russell A. Feingold, newly elected Senator, appeared before the bar of the Senate, took and subscribed the oath of office which was administered by Chief Justice Beilfuss.

Senate Resolution 3

Relating to the life in public service of Senator Clifford 'Tiny' Krueger.

By Senators Risser, Cullen, Bablitch, Hanaway, Chilsen, Adelman, Davis, Ellis, Engeleiter, Feingold, Flynn, George, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Roshell, Strohl, Theno, Thompson and Van Sistine.

Read.

Considered as privileged and taken up.

Adopted by unanimous rising vote.

Senate Resolution 4

Relating to the standing committees of the senate, the tenure and duties of the chief clerk and sergeant at arms, and the rule modifications for special and extraordinary sessions.

By Senators Risser, Cullen, Bablitch, Hanaway and Chilsen.

Read.

Considered as privileged and taken up.

Senate amendment 1 offered by Senators Harsdorf, Lorge, Engeleiter, Ellis, Kreul, Hanaway, Chilsen, Lasee, McCallum, Lorman, Johnston, Davis, Theno and Opitz.

The question was: Adoption of senate amendment 1?

Senator Cullen moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Feingold, Flynn, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senator Johnston -- 1.

So the motion prevailed.

Senator Lorge moved rejection of **Senate Resolution 4.**

The question was: Rejection of **Senate Resolution 4?**

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Cullen, Feingold, Flynn, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Absent or not voting -- Senator Johnston -- 1.

So the resolution failed to be rejected.

The question was: Adoption of Senate Resolution 4?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Feingold, Flynn, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senator Johnston -- 1.

So the resolution was adopted.

Senate Joint Resolution 1

To renumber section 3 of article X; to amend section 1 of article VIII and section 4 of article X; and to create section 3 (2) of article X and section 17 of article XIV of the constitution, relating to abolishing the use of the property tax for school operations (first consideration).

By Senators Lee, Kreul, Strohl, George and Moen; cosponsored by Representatives Czarnecki, Roberts, Meaux, Sell, Plous, Helbach, Shoemaker, Becker, Stower, Plewa, Holschbach, Crawford and Loftus.

Read first time and referred to committee on Urban Affairs and Government Operations.

Senate Joint Resolution 2

To create the session schedule for the 1983-84 biennial session period.

By Senator Risser; cosponsored by Representative Loftus.

Read.

Considered as privileged and taken up.

The question was: Adoption of Senate Joint Resolution 2?

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Chilsen, Cullen, Davis, Ellis, Engeleiter, Feingold, Flynn, George, Hanaway, Harsdorf, Kleczka, Kreul, Krueger, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 31.

Noes -- Senator Theno -- 1.

Absent or not voting -- Senator Johnston -- 1.

So the resolution was adopted.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

COMMITTEE REPORTS

The committee on Senate Organization, acting under Senate Rule 20(1) reports and recommends the following nominations to committee for appointment by the Senate:

Administrative Rules

Senator Otte, Co-chair
Senator Norquist
Senator Flynn Replacement
Senator Chilsen
Senator Kreul

Aging and State Institutions

Senator Feingold, Chair
Senator Otte
Senator Flynn Replacement
Senator Johnston
Senator Lorman

Agriculture and Rural Affairs

Senator Moen, Chair
Senator Feingold
Senator Offner
Senator Opitz
Senator Theno

Audit

Senator George, Co-chair
Senator Lee
Senator Hanaway
Senator Lasee

Energy and Environmental Resources

Senator Strohl, Chair
Senator Lee
Senator Adelman
Senator Ellis
Senator Opitz

Health, Education, Corrections and Human Services

Senator Thompson, Chair
Senator Moen
Senator Strohl
Senator Norquist
Senator Davis
Senator Lorman

Finance

Senator Kleczka, Co-chair
Senator Maurer
Senator Offner
Senator Roshell
Senator George
Senator Norquist
Senator McCallum

Judiciary and Consumer Affairs

Senator Adelman, Chair
Senator Feingold
Senator Bablitch
Senator Hanaway
Senator Lorge

Labor, Business, Veterans Affairs and Tourism

Senator Van Sistine, Chair
Senator Roshell
Senator Bablitch
Senator Adelman
Senator Thompson
Senator Chilsen
Senator Engeleiter

Transportation

Senator Otte, Chair
Senator Moen
Senator Maurer
Senator Ellis
Senator Kreul

Urban Affairs and Government Operations

Senator Lee, Chair
Senator Strohl
Senator Van Sistine
Senator Davis
Senator Johnston

To the State Building Commission, pursuant to Sec. 13.48(2)

Senator Risser
Senator Maurer
Senator Theno

To the Joint Survey Committee on Debt Management, pursuant to Sec. 13.49(3)

Senator Risser, Co-chair
Senator Thompson
Senator Chilsen

Senate Organization

Senator Cullen, Chair
Senator Risser
Senator Bablitch
Senator Offner
Senator Harsdorf
Senator Engeleiter

TIMOTHY F. CULLEN
Chair

Senate amendment 1 offered by Senators Harsdorf, McCallum, Lorge, Kreul, Hanaway, Chilsen, Engeleiter, Opitz, Ellis, Davis, Theno, Lorman, Johnston and Lasee.

The question was: Adoption of senate amendment 1?

Senator Cullen moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Feingold, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senators Flynn and Johnston -- 2.

So the motion prevailed.

The question was: Adoption of the committee report?

Senator Lorge moved rejection of the committee report.

The question was: Rejection of the committee report?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 17; absent or not voting, 2; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Cullen, Feingold, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

Absent or not voting -- Senators Flynn and Johnston -- 2.

So the motion did not prevail.

The question was: Adoption of the committee report?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Feingold, George, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senators Flynn and Johnston -- 2.

So the committee report was adopted.

PETITIONS AND COMMUNICATIONS

Wisconsin Senate

December 14, 1982

To the Honorable the Senate:

Pursuant to Section 17.01 of the Wisconsin State Statutes, I herewith submit this, my irrevocable resignation as State Senator of the 12th Senatorial

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District in the State of Wisconsin, this resignation to take effect at the close of Senate business on January 3, 1983.

**Sincerely,
CLIFFORD W. KRUEGER
State Senator, 12th District**

**Wisconsin Senate
December 10, 1982**

To the Honorable the Senate:

In accordance with sections 8.50(4) (e) and 17.01 of the Wisconsin State Statutes, I herewith submit this, my irrevocable resignation as State Senator of the 8th District, effective at 4:00 p.m. on January 3, 1983.

**Sincerely,
JAMES T. FLYNN
Lieutenant Governor-Elect**

By request of Senator Lorge, with unanimous consent, the Senate adjourned in honor of the retirement of Senator Krueger.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Tuesday, January 25.

3:53 P.M.